1	LAURA E. DUFFY United States Attorney WILLIAM P. COLE CAROLINE P. HAN Assistant United States Attorney Cal. State Bar No. 186772/250301 Federal Office Building 880 Front Street, Room 6293 San Diego, California 92101-8893 Telephone: (619) 557-7859/5220	
2		
3		
4		
5		
6	Email: William.P.Cole@usdoj.gov Caroline.Han@usdoj.gov	
7 8	Attorneys for Plaintiff United States of America	
9	UNITED STATES DISTRICT COURT	
10	SOUTHERN DISTRICT OF CALIFORNIA	
11	(HONORABLE JEFFREY T. MILLER)	
12	UNITED STATES OF AMERICA,	Criminal Case No. 10CR4246-JM
13	Plaintiff,	
14	v.)	MOTION FOR EXTENSION OF TIME TO FILE MOTION PURSUANT TO 18 U.S.C.
15		APP. III (CIPA) SEC. 4
16	BASAALY MOALIN et al.,	
17	Defendant.	
18		
19	The above-named plaintiff, UNITED STATES OF AMERICA, by and through its counsel,	
20	Laura E. Duffy, United States Attorney, William P. Cole and Caroline P. Han, Assistant U.S.	
21	Attorneys, moves this Court for an order extending the time for the United States to file its initial	
22	motion pursuant to 18 U.S.C. App. III (CIPA) Section 4 from February 17, 2012 to February 29, 2012.	
23	In support of said motion, the United States submits the following:	
24	1. On February 9, 2012, during the last hearing in this matter, the United States explained	
25	that it was preparing to file: (1) its response in opposition to defendant Basaaly Moalin's Motion to	
26	Suppress Evidence Obtained Pursuant to FISA Wiretap; and (2) an unrelated motion pursuant to 18	
27	U.S.C. App. III (CIPA) Section 4. The United States represented that it planned to file these motions	
28	on February 17, 2012, and the Court directed it to do so.	

Case 3:10-cr-04246-JM Document 121 Filed 02/17/12 Page 2 of 3

2. The United States is filing today (February 17, 2012) its response in opposition to defendant Basaaly Moalin's Motion to Suppress Evidence Obtained Pursuant to FISA Wiretap. However, the United States requests an additional 12 days to file its initial CIPA Section 4 motion. Preparation of the motion has required, and continues to require, close coordination with other department offices and agencies. Despite good faith efforts, the United States has not been able to complete the moving papers. Therefore, with respect to the CIPA Section 4 motion, the United States submits that an extension of time to February 29, 2012, will permit the United States to provide the Court with more concise, complete and helpful moving papers. DATED: February 17, 2012. Respectfully submitted, LAURA E. DUFFY United States Attorney /s/ William P. Cole WILLIAM P. COLE **Assistant United States Attorney**